



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
)  
Jenkins, Peter James et al. ) Group Art Unit: 1623  
)  
Application No.: 10/776,188 ) Examiner: Elli Peselev  
)  
Filed: 02/12/2004 )  
)  
For: PREPARATION AND DIABETIC ) Confirmation No.: 3089  
USE OF GIBBERELLINS )

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE TO RESTRICTION REQUIREMENT**

In a restriction requirement dated October 26, 2004, the Examiner required restriction under 35 U.S.C. § 121 between Group I, claims 1-29 and Group II, claims 30-38. Applicants provisionally elect to prosecute Group I, claims 1-29 drawn to gibberellins and a method of treating diabetes with gibberellins. While not traversing the restriction, this election is not an affirmation of the Examiner's stated reasons.

Please grant any extensions of time required to enter this response and charge any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated:

*Nov 29 2004*

By:

*Therese Hendricks*

Therese Hendricks  
Reg. No. 30,389